

(b) In establishing the forensic state supported living centers ~~[center]~~, the department shall:

(1) transfer an alleged offender resident already residing in a center who is classified as a high-risk alleged offender resident in accordance with Section 555.003, to a ~~[the]~~ forensic state supported living center;

(2) place high-risk alleged offender residents in *appropriate* ~~[separate]~~ homes at a ~~[the]~~ forensic state supported living center based on whether an individual is:

(A) an adult or a person younger than 18 years of age; or

(B) male or female;

(3) place alleged offender residents who are charged with or convicted of a felony offense or who are alleged by petition or have been found to have engaged in delinquent conduct defined as a felony offense, at the time the residents are initially committed to or transferred to a center, in a ~~[the]~~ forensic state supported living center until a determination under Section 555.003 has been completed;

(4) transfer all residents who request a transfer, other than high-risk alleged offender residents and alleged offender residents described by Subdivision (3) and for whom a determination has not been completed under Section 555.003, from a ~~[the]~~ forensic state supported living center; and

(5) provide training regarding the service delivery system for high-risk alleged offender residents to direct care employees of a ~~[the]~~ forensic state supported living center.

(c) An alleged offender resident committed to a ~~[the]~~ forensic state supported living center, for whom a determination under Section 555.003 has been completed and who is not classified as a high-risk alleged offender resident, may request a transfer to another center in accordance with Subchapter B, Chapter 594.

(d) The department shall ensure that *each* ~~[the]~~ forensic state supported living center:

(1) complies with the requirements for ICF–IID certification under the Medicaid program, as appropriate; and

(2) has a *sufficient number of* ~~[additional]~~ center employees, including direct care employees, to protect the safety of center employees, residents, and the community.

SECTION 3. Section 29.452, Education Code, is amended to read as follows:

Sec. 29.452. **APPLICABILITY.** This subchapter applies only to an alleged offender resident of a ~~[the]~~ forensic state supported living center *designated* ~~[established]~~ under Section 555.002, Health and Safety Code.

SECTION 4. This Act takes effect September 1, 2017.

Passed the Senate on April 26, 2017: Yeas 31, Nays 0; passed the House on May 18, 2017: Yeas 145, Nays 0, two present not voting.

Filed without signature May 28, 2017.

Effective September 1, 2017.

POWERS AND ELECTION DATES OF THE HEMPHILL COUNTY UNDERGROUND WATER CONSERVATION DISTRICT

CHAPTER 208

H.B. No. 886

AN ACT

relating to the powers and election dates of the Hemphill County Underground Water Conservation District.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 1(a), Chapter 157, Acts of the 74th Legislature, Regular Session, 1995, is amended to read as follows:

(a) An underground water conservation district, to be known as the Hemphill County Underground Water Conservation District, is created in Hemphill County~~[-subject to approval at a confirmation election under Section 8 of this Act. The district is a governmental agency and a body politic and corporate].~~

SECTION 2. Section 5, Chapter 157, Acts of the 74th Legislature, Regular Session, 1995, is amended to read as follows:

Sec. 5. POWERS. (a) The district has all of the rights, powers, privileges, ~~[authority]~~ functions, and duties provided by the general law of this state, including Chapter 36 ~~[Chapters 50 and 52]~~, Water Code, applicable to *groundwater* ~~[underground water]~~ conservation districts created under Section 59, Article XVI, Texas Constitution, except the district may not exercise the power of eminent domain for any purpose. This Act prevails over any provision of general law that is in conflict or inconsistent with this Act.

(b) The rights, powers, privileges, ~~[authority]~~ functions, and duties of the district are subject to the continuing right of supervision of the state to be exercised by and through the Texas *Commission on Environmental Quality* ~~[Natural Resource Conservation Commission]~~.

SECTION 3. Section 6(e), Chapter 157, Acts of the 74th Legislature, Regular Session, 1995, is amended to read as follows:

(e) Each director must qualify to serve as director in the manner provided by Section 36.055 ~~[Sections 51.078 and 51.079]~~, Water Code.

SECTION 4. Section 9, Chapter 157, Acts of the 74th Legislature, Regular Session, 1995, is amended to read as follows:

Sec. 9. ELECTION OF DIRECTORS. ~~[(a) On the first Saturday in May of the second year after the year in which the district is authorized to be created at a confirmation election, an election shall be held in the district for the election of two directors, each of whom shall serve a two-year term, and three directors, each of whom shall serve a four-year term.~~

~~[(b) On the uniform election date [first Saturday] in May of each even-numbered [subsequent second] year [following the election], the district shall hold an election to elect the appropriate number of directors [shall be elected] to the board.~~

SECTION 5. Sections 6(b) and (c), 7, 8, and 10, Chapter 157, Acts of the 74th Legislature, Regular Session, 1995, are repealed.

SECTION 6. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 7. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on March 23, 2017: Yeas 142, Nays 0, 1 present, not voting;
passed by the Senate on May 12, 2017: Yeas 31, Nays 0.

Approved May 28, 2017.

Effective May 28, 2017.

**DESIGNATION OF A PORTION OF U.S. HIGHWAY 90
ALTERNATE AS THE JOHNNIE DAVID HUTCHINS
MEMORIAL HIGHWAY**

CHAPTER 209

H.B. No. 1221

AN ACT

relating to the designation of a portion of U.S. Highway 90 Alternate as the Johnnie David Hutchins Memorial Highway.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter B, Chapter 225, Transportation Code, is amended by adding Section 225.123 to read as follows:

Sec. 225.123. JOHNNIE DAVID HUTCHINS MEMORIAL HIGHWAY. (a) The portion of U.S. Highway 90 Alternate in Wharton County is designated as the Johnnie David Hutchins Memorial Highway.

(b) Subject to Section 225.021(c), the department shall:

(1) design and construct markers indicating the designation as the Johnnie David Hutchins Memorial Highway and any other appropriate information; and

(2) erect a marker at each end of the highway and at appropriate intermediate sites along the highway.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on April 20, 2017: Yeas 144, Nays 0, 2 present, not voting; passed by the Senate on May 12, 2017: Yeas 31, Nays 0.

Approved May 28, 2017.

Effective May 28, 2017.

**RESTRICTIONS OR CONDITIONS ON CERTAIN PAYMENTS
TO THE TEXAS WORKFORCE COMMISSION**

CHAPTER 210

H.B. No. 1432

AN ACT

relating to restrictions or conditions on certain payments to the Texas Workforce Commission.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter A, Chapter 213, Labor Code, is amended by adding Section 213.012 to read as follows:

Sec. 213.012. RESTRICTIONS OR CONDITIONS ON PAYMENTS PROHIBITED.